



## DECLARATION IN UTILITY PATENT APPLICATION AND POWER OF ATTORNEY

We, the undersigned petitioners, declare that: **Douglas Barry** is a citizen of the United States, residing in Lincoln, Nebraska, with a post office address of 5120 Patmore, Lincoln NE 68516, **Thomas L. Bybee** is a citizen of the United States, residing in Omaha, Nebraska, with a post office address of 10284 Grand Avenue, Omaha, NE 68134, **Adrian Chan** is a citizen of Canada, residing in Richmond Hill, Ontario, Canada, with a post office address of 26 Callow Hill Avenue, Richmond Hill, Ontario L4B 4G1, Canada, **John Fuller** is a citizen of the United States, residing in Omaha, Nebraska, with a post office address of 13276 Seward, Omaha, NE 68154, **Ray Puseman** is a citizen of the United States, residing in Bellevue, Nebraska, with a post office address of 1706 Brenda Drive Bellevue, NE 68005, **Greg Rothman** is a citizen of the United States, residing in Omaha, Nebraska, with a post office address of 7005 S. 177<sup>th</sup> Street, Omaha, NE 68136, **Don R. Simms** is a citizen of the United States, residing in Council Bluffs, Iowa, with a post office address of 46 Horizon Drive, Council Bluffs, IA 51503, **Michael Turner** is a citizen of the United States, residing in Bellevue, Nebraska, with a post office address of 713 Lila Avenue, Bellevue, NE 68005, **Jay Woods** is a citizen of the United States, residing in Omaha, Nebraska, with a post office address of 3918 N. 23<sup>rd</sup> St., Omaha, NE 68110, and **Inna M. Zevakina** is a citizen of the United States, residing in Omaha, Nebraska, with a post office address of 2224 S. 164<sup>th</sup> Avenue, Omaha, NE 68130; that we verily believe ourselves to be the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **TRANSFER AND POSITIONING APPARATUS FOR AUTOMATED CONVEYOR SYSTEM** described and claimed in Serial No. 10/627,342, filed July 25, 2003; that we do not know and do not believe that the same was ever known or used in the United States of America before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application; that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by us or our legal representatives or assigns more than twelve months prior to this application; that we have reviewed and understand the contents of the above-identified specification including the claims, as amended by any amendment specifically referred to in the oath or declaration; that we acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations 1.56; and that no application for patent or inventor's certificate on this invention has been filed by us, or our legal representatives or assigns in any country foreign to the United States of America.

We hereby appoint George Nimmer, Registration No. 21,004 having an address of PO Box 252, Omaha, NE 68101-0252 (telephone 402-393-0151) as our

attorney to prosecute this application and to transact all business in the Patent Office connected therewith.

The undersigned petitioners further declare that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and of any patent issuing thereon.

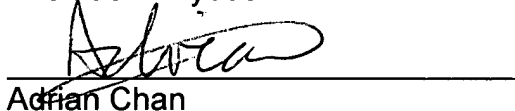
Date: Oct 20, 2003

  
Douglas Barry

Date: \_\_\_\_\_

Thomas L. Bybee

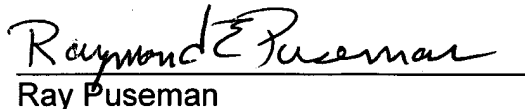
Date: Oct 30, 2003

  
Adrian Chan

Date: \_\_\_\_\_

John Fuller

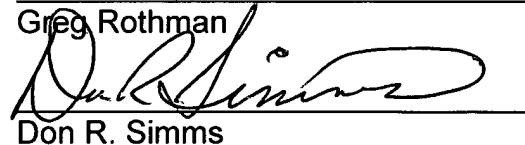
Date: Oct 30, 2003

  
Ray Puseman

Date: \_\_\_\_\_

Greg Rothman

Date: 10/30/03

  
Don R. Simms

Date: \_\_\_\_\_

Michael Turner

Date: 2003-10-30

  
Jay Woods

Date: 10/30/03

  
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Douglas Barry

Date: \_\_\_\_\_

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Thomas L. Bybee

Date: \_\_\_\_\_

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Adrian Chan

Date: 10/29/2003

  
\_\_\_\_\_  
John Fuller

Date: \_\_\_\_\_

\_\_\_\_\_  
Ray Puseman

Date: \_\_\_\_\_

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Greg Rothman

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